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INTELLECTUAL PROPERTY LAW

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| To: | U.S. Patent & Trademark Office | From: | Ronald E. Smith |
| Attn: | Joseph A. Kaufman - Art Unit 3754 | Client: | 1070.05 |
| Fax: | (703) 872-9302 | Pages: | 14 including coversheet |
| Phone: | (571) 272-4928 | Date: | March 25, 2005 |
| Re: | US\$N 10/604,871 | CC: | Patrice R. Dionne |

☐ Urgent ☒ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

Dear Examiner Kaufman:

In response to the non-final office action mailed December 28, 2004, we enclose the following:

- 1) Amendment Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated March 25, 2005 (2 pages);
- 2) Amendment A with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated March 25, 2005 (9 pages); and
- 3) Applicant's Combined Declaration and Power of Attorney (2 pages).

Very respectfully,

Ronald E. Smith
Reg. No. 28,761

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/604,871 Confirmation No.: 1870
Applicant: : Patrice R. Dionne
Filed: : 08/22/2003
Art Unit : 3754
Examiner : Joseph A. Kaufman

Docket No. : 1070.05
Customer No. : 21,901
For : Device that Facilitates Pouring of Liquid from Container

Faxed to Technology Center 3700 at (703) 872-9302
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is an independent inventor. A statement was already filed.

EXTENSION OF TERM

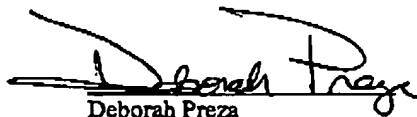
3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATE OF FACSIMILE TRANSMISSION

(37 C.F.R. 1.8 (a))

I HEREBY CERTIFY that this Amendment A, including Introductory Comments, Amendments to the Specification, Amendments to the Claims and Remarks, is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 3754, Attn: Mr. Joseph A. Kaufman, (703) 872-9302, on March 25, 2005.

Dated: March 25, 2005


Deborah Preza

(Amendment Transmittal—page 1)

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

| | (Col.1) Claims Remaining After Amendment | | (Col. 2) Highest No. Previously Paid For | (Col. 3) SMALL ENTITY Present Extra | Rate | Addit. Fee |
|--|--|-------|---|---|-----------|----------------|
| Total | 5 | Minus | 20 | = 0 | x \$25 = | \$0 |
| Indep. | 2 | Minus | 3 | = 0 | x \$100 = | \$0 |
| First Presentation of Multiple Dependent Claim | | | | | + \$180 = | \$0 |
| Total | | | | | | Addit. Fee \$0 |

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3,
 - ** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
 - *** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

Very respectfully,



SIGNATURE OF PRACTITIONER

Reg. No. 28,761
Tel. No.: (727) 507-8558

Ronald E. Smith
Smith & Hopen, P.A.
15950 Bay Vista Drive, Ste. 220
Clearwater, FL 33760

(Amendment Transmittal—page 2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/604,871
Applicant: : Patrice R. Dionne
Filed: : 08/22/2003
TC/A.U. : 3754
Examiner : Joseph A. Kaufman

Confirmation No.: 1870

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Alexandria, VA 22313-1450

AMENDMENT A

Introductory Comments

Sir:

In response to the Examiner's Action mailed 12/28/2004, having a shortened statutory period for response set to expire 03/28/2005, the above-identified patent application is amended a first time as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims that begins on page 4 of this paper.

Remarks begin on page 7 of this paper.